IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

ARBITRATION PETITION NO.162 OF 2006

Bagwe Housing Pvt.Ltd. and anr. ...Petitioners

v/s

Madhu Construction Co. ...Respondents

Mr H.G. Thakkar with Mr B.B. Saraf i/b M/s Soloman and Co. for Petitioners.

Mr K.M. Jawle i/b Mr A.R. Dhuri for Respondents.

CORAM : D.K. DESHMUKH J.

DATE : 16TH OCTOBER 2006.

P.C. :-

1. By consent of parties, the petition is disposed off in following terms.

2. The award impugned in the petition is set aside.

3. Hon'ble Mr Justice H. Suresh (Retd.) is appointed as Arbitrator. The disputes between the parties are referred to the learned Arbitrator for decision in accordance with law. It is clarified that the parties shall be at liberty to apply before the learned Arbitrator for addition to their pleadings and shall also be at liberty to lead evidence, both documentary and oral. Petition is disposed off with no order as to costs.

. Parties to act on the copy of this order duly authenticated by the Associate / Private Secretary as true copy.

. Certified copy expedited.